



**Hundredth Legislature - First Session - 2007  
Committee Statement  
LB 84**

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**Hearing Date:** January 22, 2007  
**Committee On:** Transportation and Telecommunications

**Introducer(s):** (Howard, 9)  
**Title:** Regulate traffic approaching or passing an authorized emergency vehicle

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**Roll Call Vote – Final Committee Action:**

- Advanced to General File
  - Advanced to General File with Amendments
  - X Indefinitely Postponed
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**Vote Results:**

8	Yes	Senators Louden, Stuthman, Pedersen, Fischer, Hudkins, Mines, Schimek and Aguilar
	No	
	Present, not voting	
	Absent	

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**Proponents:**

Introducer, Senator Gwen Howard  
Captain Julie Maaske  
Jerry Stilmock  
Joe Kohout  
Bruce Beins

**Representing:**

District #9  
Nebraska State Patrol  
Nebraska State Volunteer Firefighters Assn.  
Nebraska Fraternal Order of Police  
Nebraska EMS Association;  
Republican City Fire & Rescue

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 84 requires drivers approaching an emergency vehicle along a controlled-access highway to proceed with due care and caution and move into the passing lane.

A driver in a vehicle on a controlled-access highway passing a stopped emergency vehicle shall proceed with due care and caution. In addition, when this situation occurs on a highway with at

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least two adjacent lanes of travel in the same direction, the driver shall yield the right-of-way by moving into a lane at least one moving lane apart from the stopped emergency vehicle. If moving into another lane is not possible, then the driver shall reduce his or her speed and exercise due care and caution or proceed as directed by a peace officer.

A violation of this section for a first offense is an infraction and for a second or subsequent offense is a Class IIIA misdemeanor. Enforcement of this section is not required for simulated situations involving an authorized emergency vehicle.

In addition, the Department of Roads is required to erect and maintain signs giving notice of this section along controlled-access highways. The section does not become effective until such signs are posted.

The driver of the emergency vehicle is not relieved of the duty to drive with due regard for the safety of all persons using the highway.

**Explanation of amendments, if any:**

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**Senator Deb Fischer, Chairperson**